

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Atty. Dkt.: 3589-44
Date: August 26, 2003

15535 U.S. PTO
10/647295
08/26/03

08/26/03

Applicant for filing is the patent application of:

Inventor: JULIAN L. HENLEY

Related: IONTOPHORETIC DRUG DELIVERY ELECTRODES AND METHOD

including attachments as noted below:

Newly executed Declaration, ☒ Copy of Declaration from prior application, ☒ Abstract

Please **delete** the following inventors in the continuation/division/continuation-in-part application:

Deleted persons:

18 pages of specification and claims (including 13 numbered claims), and
5 sheets of accompanying drawing/s.

☐ Record the attached assignment to _____, _____ and return to the undersigned.

☐ Attached is a Power of Attorney.

☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number	Country	Day/Month/Year Filed
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_____, respectively, the entire content of which is hereby incorporated by reference in this application..

☐ Certified copy(ies) of foreign application(s) is/are attached.

☐ Certified copy(ies) filed on _____ in prior appln. no. _____ filed _____

☐ This application claims the benefit of Provisional Application No. _____, filed _____, the entire content of which is hereby incorporated by reference in this application.

☒ This application is a ☒ continuation of Application No. 09/653,992, filed September 1, 2000, pending, the entire content of which is hereby incorporated by reference in this application.

☐ Petition filed in prior application to extend its life to insure co-pendency.

☒ The prior application is assigned to BIOPHORETIC THERAPEUTIC SYSTEMS, LLC, Framingham, Massachusetts.

☒ It is hereby requested that the Examiner consider the art cited in the parent application by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached.

☒ Applicant claims "small entity" status. ☐ "Small entity" statement attached.

☒ Please enter the attached preliminary amendment **prior** to calculation of filing fee:

☐ Also attached: ☐ Information Disclosure Statement; ☐ Non-Publication Request; ☐ Nucleotide and/or Amino Acid Sequence Submission; ☐ Statement deleting Inventor(s) named in prior application; ☐ Other:

FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY HERewith CANCELED

Basic Filing Fee				\$	750.00
Total effective claims	4	- 20 (at least 20) =	0	x \$ 18.00	\$ 0.00
Independent claims	1	- 3 (at least 3) =	0	x \$ 84.00	\$ 0.00
If any proper multiple dependent claims now added for first time, add \$280.00 (ignore improper)				\$	0.00
				SUBTOTAL	\$ 750.00
If "small entity," then enter half (1/2) of subtotal and subtract				-(375.00)
				SECOND SUBTOTAL	\$ 375.00
Assignment Recording Fee (\$40.00)				\$	
				TOTAL FEE ENCLOSED	\$ 375.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.

By Atty: Richard G. Besha, Reg. No. 22,770

Signature: _____

Richard Besha